

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

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In re:	:
THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO,	: PROMESA
as representative of	: Title III
THE COMMONWEALTH OF PUERTO RICO <i>et al.</i> ,	: Case No. 17-BK-3283 (LTS)
Debtors. ¹	: (Jointly Administered)
	:
	X
In re:	:
THE FINANCIAL OVERSIGHT AND MANAGEMENT BOARD FOR PUERTO RICO,	: PROMESA
as representative of	: Title III
PUERTO RICO ELECTRIC POWER AUTHORITY	: Case No. 17-BK-4780 (LTS)
Debtor.	:
	X

**RESERVATION OF RIGHTS OF OFFICIAL COMMITTEE OF UNSECURED
CREDITORS WITH RESPECT TO URGENT MOTION OF THE GOVERNMENT
PARTIES REGARDING THE SCHEDULING OF DEADLINES AND BRIEFING IN
CONNECTION WITH THE GOVERNMENT PARTIES' MOTION FOR ORDER
ALLOWING ADMINISTRATIVE EXPENSE CLAIM FOR AMOUNTS TO BE PAID TO
LUMA ENERGY BY PREPA DURING INTERIM PERIOD UNDER SUPPLEMENTAL
AGREEMENT AND THE T&D CONTRACT**

¹ The Debtors in these Title III Cases, along with each Debtor's respective Title III case number and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17-BK-3283- LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17-BK-3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17-BK-3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17-BK-3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17- BK-4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority ("PBA") (Bankruptcy Case No. 19-BK-5233-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

To the Honorable United States District Judge Laura Taylor Swain:

The Official Committee of Unsecured Creditors (the “Committee”)² respectfully submits this reservation of rights (the “Reservation of Rights”) with respect to the *Urgent Motion of the Government Parties Regarding the Scheduling of Deadlines and Briefing in Connection With the Government Parties’ Motion for Order Allowing Administrative Expense Claim for Amounts to Be Paid to LUMA Energy by PREPA During Interim Period Under Supplemental Agreement and the T&D Contract* [Docket No. 16243] (the “Scheduling Motion”). In support of its Reservation of Rights, the Committee respectfully states as follows:

RESERVATION OF RIGHTS

1. The Committee does not object to the Government Parties’ proposed briefing schedule for the Administrative Expense Motion.³ The Committee submits this Reservation of Rights, however, to make clear that it does not necessarily agree with the Government Parties’ position in the Scheduling Motion that no discovery is necessary. Although the Committee’s analysis of the Administrative Expense Motion remains ongoing, based on its preliminary review, the Committee has identified a number of questions for the Government Parties and their advisors relating to the relief being sought. The Committee is hopeful that these questions can be resolved through informal diligence but cannot at this time rule out the need for limited formal discovery. To the extent the Committee serves discovery, the Committee expects the Government Parties to provide responses in a timely manner consistent with the briefing schedule they have proposed.

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² The Committee is the official committee of unsecured creditors for all Title III Debtors, other than PBA and COFINA.

³ Capitalized terms used but not defined herein have the meanings given to them in the Scheduling Motion.

WHEREFORE, the Committee respectfully requests the court take notice of the foregoing.

Dated: March 29, 2021

By: /s/ Luc A. Despins

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